



Attorney Docket No.: P-4409-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IFW

Applicant(s): IDDAN, Gavriel J. et al. Examiner: Not Yet Assigned

Serial No.: 10/529,735 Group Art Unit: 3736

Filed: March 30, 2005

Title: IN-VIVO IMAGING SYSTEM

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, this Information Disclosure Statement includes Form PTO/SB/08:

1. ☒ listing documents including patents, publications and other information for consideration by the Examiner, however, since the subject application was filed after June 30, 2003, copies of United States patents and/or United States patent application publications are not included in this information disclosure statement; and/or
2. ☐ listing documents including patents, publications and other information that have been previously cited or submitted to the Patent Office in prior application U.S. Serial No. \_\_\_\_\_, filed \_\_\_\_\_ which is properly identified and relied on for an earlier effective filing date under 35 U.S.C. 120 for consideration by the Examiner; however, in accordance with 37 C.F.R. 1.98(d), copies of such documents are not included in this information disclosure statement; and/or
3. ☒ listing documents including patents, publications, and other information for consideration by the Examiner, copies of which are included with this information disclosure statement;
4. ☒ listing other information for the Examiner's consideration which was cited in a communication from a foreign patent office in a counterpart foreign application, a copy of which is included with this information disclosure statement.

The information herein cited is only in fulfillment of Applicant(s) duty of candor in disclosing all information brought to Applicant(s) attention. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

In accordance with MPEP Sections 609 and 707.05(b), it is requested that each and every document cited (including any cited in applicant's specification which is not repeated on the attached Form PTO-1449) be given thorough consideration and that it be cited of record in the prosecution history of the present application by initialing on Form PTO-1449. Such initialing is requested even if the Examiner does not consider it to be prior art for any reason, or even if the Examiner does not believe that the guidelines for citation have been fully complied with. This is requested so that each document becomes listed on the face of the patent issuing on the present application and is evidence that the Examiner has considered the document.

This Information Disclosure Statement is being filed:

I) ☒ Within three (3) months of filing the subject Application or entry of the subject Application into the national stage or before mailing of the first Office Action on the merits of the subject Application or a request for continued examination thereof, whichever event occurs last pursuant to of 37 C.F.R §1.97 (b); or

II) ☐ After the period specified in (I) but before the mailing date of either a final Official Action under 37 C.F.R §1.113 or a notice of allowance under 37 C.F.R §1.311 whichever occurs first and;

1. ☐ the undersigned hereby states that each item of information listed on the Form PTO-1449 was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement or (ii) not cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, not known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this information disclosure statement; or

APPLICANTS: IDAN, Gavriel J. et al.  
SERIAL NO.: 10/529,735  
FILED: March 30, 2005  
Page 3

2. ☐ the undersigned hereby authorizes the Patent Office to charge the fee in the amount of \$180.00 under 37 C.F.R §1.17 (p) to Deposit Account 50-3355.

III) ☐ After the period in (I) and (II) but before the payment of the issue fee and,

1. The undersigned hereby states:

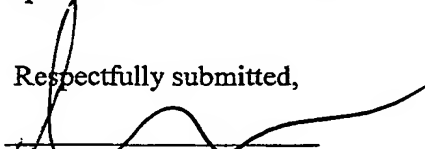
a) ☐ that each item of information cited on the form PTO-1449 was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement; or

b) ☐ that no items of information contained in Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement; and

2. ☐ The undersigned hereby authorizes the Patent Office to charge the Petition fee in the Amount of \$180.00 under 37 C.F.R §1.17 (p) to Deposit Account 50-3355.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-3355.

Respectfully submitted,

  
Caleb Pollack  
Attorney/Agent for Applicant(s)  
Registration No. 37,912

Dated: January 30, 2006

**Pearl Cohen Zedek Latzer, LLP**  
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Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

### Complete if Known

Application Number	10/529,735
Filing Date	March 30, 2005
First Named Inventor	IDDAN, Gavriel J.
Group Art Unit	3736
Examiner Name	Not Yet Known
Attorney Docket Number	P-4409-US

Sheet 1 of 8

### U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	A	3,683,890		Beal	08-15-1972	
	B	3,971,362		Pope et al.	07-27-1976	
	C	4,109,644		Kojima	08-29-1978	
	D	4,178,735		Jackson	12-18-1979	
	E	4,239,040		Hosoya et al.	12-16-1980	
	F	4,262,632		Hanton et al.	04-21-1981	
	G	4,278,077		Mizumoto	07-14-1981	
	H	4,439,197		Honda et al.	03-27-1984	
	I	4,481,952		Pawelec	11-13-1984	
	J	4,646,724		Sato et al.	03-03-1987	
	K	4,689,621		Kleinberg	08-25-1987	
	L	4,803,992		Lemelson	02-14-1989	
	M	4,819,620		Okutsu	04-11-1989	
	N	4,844,076		Lesho et al.	07-04-1989	
	O	4,901,143		Uehara et al.	02-13-1990	
	P	4,936,823		Colvin et al.	06-26-1990	
	Q	4,940,997		Hamlin et al.	07-10-1990	
	R	5,010,412		Garriss	04-23-1991	
	S	5,042,486		Pfeiler, et al.	08-27-1991	

### FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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	U	JP ✓	4144533			05-19-1992		<input type="checkbox"/>
	V	JP ✓	5015515			01-26-1993		<input type="checkbox"/>
	W	JP ✓	6114037			04-26-1994		<input type="checkbox"/>
	X	JP ✓	6285044	-		10-11-1994		<input type="checkbox"/>
	Y	JP -	7111985	-		05-02-1995		<input type="checkbox"/>
	Z	JP -	7289504			11-07-1995		<input type="checkbox"/>
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	AB	JP	2000342524			06-11-2002		<input type="checkbox"/>
	AC	JP	2000342525			06-11-2002		<input type="checkbox"/>

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/529,735
				Filing Date	March 30, 2005
				First Named Inventor	IDDAN, Gavriel J.
				Group Art Unit	3736
				Examiner Name	Not Yet Known
				Attorney Docket Number	P-4409-US
Sheet	6	of	8		

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	ET	2003/0214579		Iddan	11-20-2003	
	EU	2003/0214580		Iddan	11-20-2003	
	EV	2003/0216622		Meron et al.	11-20-2003	
	EW	2003/0023150		Yokoi et al.	01-30-2003	
	EX	2003/0028078		Glukhovsky	02-06-2003	
	EY	2003-043263		Glukhovsky et al.	03-06-2003	
	EZ	2003/0045790		Lewkowicz et al.	03-06-2003	
	FA	2003-077223		Glukhovsky et al.	04-24-2003	
	FB	2004-0258328		Adler	12-23-2004	
	FC	2004-027459		Segawa et al.	02-12-2004	
	FD	2004-0027500		Davidson et al.	02-12-2004	
	FE	09/807,892		Meron et al.	06-06-2001 (filing date)	
	FF	10/166,025		Lewkowicz et al.	06-11-2002 (filing date)	
	FG	10/200,548		Glukhovsky et al.	07-23-2002 (filing date)	
	FH	10/213,345		Glukhovsky	08-07-2002 (filing date)	
	FI	10/724,109		Glukhovsky et al.	12-01-2003 (filing date)	
	FJ	60/279,406		Avni et al.	03-29-2001 (filing date)	
	FK	60/297,761		Lewkowicz et al.	06-14-2001 (filing date)	
	FL	60-301,141		Glukhovsky et al.	06-28-2001 (filing date)	
	FM	60/309,181		Glukhovsky	08-02-2001 (filing date)	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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Substitute for form 1449B/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Application Number	10/529,735
				Filing Date	March 30, 2005
				First Named Inventor	IDDAN, Gavriel J.
				Group Art Unit	3736
(use as many sheets as necessary)				Examiner Name	Not Yet Known
Sheet	8	of	8	Attorney Docket Number	P-4409-US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	FT	"Deep Subsurface Imaging in Tissues Using Spectral and Polarization Filtering". S G Demos 3 July 2000 Vol. 7, No. 1 Optics Express, pp. 23-28	<input type="checkbox"/>
	FU	International Search Report for PCT/IL99/0554 dated April 4 2000	<input type="checkbox"/>
	FV	International Search Report of PCT/IL02/00391, dated May 19, 2003	<input type="checkbox"/>
	FW	International Search Report of International Application No. PCT/IL02/00526, Dated March 7, 2003	<input type="checkbox"/>
	FX	Katgraber F, Glenewinkel F, Fischler S, Int J. Legal Med 1998; 111(3) 154-6	<input type="checkbox"/>
	FY	Supplementary Partial European Search Report, March 19, 2004	<input type="checkbox"/>

Examiner Signature		Date Considered	
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				Filing Date	March 30, 2005
				First Named Inventor	IDDAN, Gavriel J.
				Group Art Unit	3736
				Examiner Name	Not Yet Known
Sheet	7	of	8	Attorney Docket Number	P-4409-US

[illegible][illegible]

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<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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		Application Number	10/529,735		
		Filing Date	March 30, 2005		
		First Named Inventor	IDDAN, Gavriel J.		
		Group Art Unit	3736		
		Examiner Name	Not Yet Known		
		Attorney Docket Number	P-4409-US		
Sheet	2	of	8		

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		Number	Kind Code <sup>2</sup> (if known)			
	AD	5,081,041		Yafuso, et al.	01-14-1992	
	AE	5,109,870		Silny, et al.	05-05-1992	
	AF	5,187,572		Nakamura et al.	02-16-1993	
	AG	5,211,165		Dumoulin, et al.	05-18-1993	
	AH	5,241,170		Field, Jr. et al.	08-31-1993	
	AI	5,267,033		Hoshino	11-30-1993	
	AJ	5,279,607		Schentag et al.	01-18-1994	
	AK	5,330,427		Weissenburger	07-19-1994	
	AL	5,337,732		Grundfest et al.	08-16-1994	
	AM	5,368,027		Lubbers et al.	11-29-1994	
	AN	5,395,366		D'Andrea et al.	03-07-1995	
	AO	5,398,670		Ortiz et al.	03-21-1995	
	AP	5,420,631		Hamasaki	05-30-1995	
	AQ	5,429,132		Guy, et al.	07-04-1995	
	AR	5,479,935		Essen-Moller	01-02-1996	
	AS	5,495,114		Adair	02-27-1996	
	AT	5,549,109		Samson et al.	08-27-1996	
	AU	5,558,640		Pfeiler et al.	09-24-1996	
	AV	5,604,531		Iddan et al.	02-18-1997	
	AW	5,697,384		Miyawaki et al.	12-16-1997	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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				Application Number	10/529,735
				Filing Date	March 30, 2005
				First Named Inventor	IDDAN, Gavriel J.
				Group Art Unit	3736
				Examiner Name	Not Yet Known
Sheet	3	of	8	Attorney Docket Number	P-4409-US

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	BH	5,734,418		Danna	03-31-1998	
	BI	5,754,313		Pelchy et al.	05-19-1998	
	BJ	5,800,350		Coppelson, et al.	09-01-1998	
	BK	5,812,187		Watanabe	09-22-1998	
	BL	5,819,736		Avny et al.	10-13-1998	
	BM	5,837,196		Pinkel, et al.	11-17-1998	
	BN	5,908,294		Schick et al.	06-01-1999	
	BO	5,913,820		Bladen, et al.	06-22-1999	
	BP	5,929,901		Adair et al.	07-27-1997	
	BQ	5,986,693		Adair et al.	11-16-1999	
	BR	5,993,378		Lemelson	11-30-1999	
	BS	6,043,839		Adair et al.	03-28-2000	
	BT	6,088,606		Ignatz et al.	07-11-2000	
	BU	6,099,482		Brune et al.	08-08-2000	
	BV	6,149,581		Klingenstein	11-21-2000	
	BW	6,174,291		McMahon	01-16-2001	
	BX	6,228,048		Robbins	05-08-2001	
	BY	6,233,476		Stommmer et al.	05-15-2001	
	BZ	6,240,312		Alfano et al.	05-29-2001	
	CA	6,276,605		Olmstead et al.	08-21-2001	

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		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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	CH	JP	2002010990			01-15-2002		<input type="checkbox"/>
	CI	WO	98-11816			03-26-1998		<input type="checkbox"/>
	CJ	WO	99/32028			07-01-1999		<input type="checkbox"/>
	CK	WO	01-10291			02-15-2001		<input type="checkbox"/>

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		Filing Date	March 30, 2005		
		First Named Inventor	IDDAN, Gavriel J.		
		Group Art Unit	3736		
		Examiner Name	Not Yet Known		
		Attorney Docket Number	P-4409-US		
Sheet	4	of	8		

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		Number	Kind Code <sup>2</sup> (if known)			
	CL	6,285,897		Kilcoyne, et al.	04-29-2001	
	CM	6,324,418		Crowley et al.	11-27-2001	
	CN	6,369,812		Lyriboz et al.	04-09-2002	
	CO	6,395,562		Hammock, et al.	05-28-2002	
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	DE	2002/0146368		Meron et al.	10-10-2002	

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	DN	WO	02-080376 ✓			10-10-2002		<input type="checkbox"/>
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		Number	Kind Code <sup>2</sup> (if known)			
	DP	2002/0158976		Vni et al.	10-31-2002	
	DQ	2002-0015952		Anderson et al.	02-07-2002	
	DR	2002-161282		Fulgham	10-31-2002	
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	EB	2003/0167000		Mullick et al.	09-04-2003	
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	EE	2003-0171652		Yokoi et al.	09-11-2003	
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